

Pease	Sanders	Tauscher
Pelosi	Schumer	Tierney
Pombo	Serrano	Torres
Radanovich	Shays	Velazquez
Rahall	Sherman	Waters
Rangel	Skaggs	Watkins
Reyes	Slaughter	Waxman
Rivers	Smith (NJ)	Weygand
Roemer	Smith, Adam	Wise
Rothman	Souder	Woolsey
Roybal-Allard	Stark	Yates
Sabo	Stokes	
Sanchez	Talent	

## NOT VOTING—6

Coburn	Gonzalez	Weldon (FL)
Cubin	Schiff	Weldon (PA)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

# 123.31 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. DAN SCHAEFER OF COLORADO, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections, including corrections in spelling, punctuation, section numbering, and cross-referencing.

# 123.32 PRIVILEGES OF THE HOUSE

Mr. MENENDEZ rose to a question of the privileges of the House and submitted the following resolution (H. Res. 290):

Whereas Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of California by the Secretary of State of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the allegations made by Mr. Robert Dornan have been found to be largely without merit, including his charges of improper voting from a business, rather than a residential address; underage voting; double voting; and charges of unusually large numbers of individuals voting from the same address. It was found that those accused of voting from the same address included a Marines Barracks and the domicile of nuns; that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana Zoo; that duplicate voting was by different individuals; and that those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the privacy rights of United States citizens have been violated by the Committee's improper use of those INS records;

Whereas the INS itself has questioned the validity and accuracy of the Committee's use of INS documents;

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas the Committee on House Oversight, subpoenaed the records seized by the

District Attorney of Orange County on February 13, 1997 and has received and reviewed all records pertaining to registration efforts of that group; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committee's possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and have all the information they need regarding who voted in the 46th District and all the information they need to make a judgment concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to produce or present any credible evidence sufficient to change the outcome of the election of Congresswoman Sanchez and is now, in place of producing such credible evidence, pursuing never ending and unsubstantiated areas of review; and

Whereas, Contestant Robert Dornan has after nearly one year not shown or provided any credible evidence sufficient to demonstrate that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas, the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it:

*Resolved*, That unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

The SPEAKER pro tempore, Mr. HEFLEY, ruled that the resolution submitted did present a question of the privileges of the House under rule IX.

Mr. SOLOMON moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. HEFLEY, announced that the yeas had it.

Mr. MENENDEZ demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative .....	{	Yeas .....	212
		Nays .....	198
		Answered present	3

# 123.33

[Roll No. 558]

AYES—212

Aderholt  
Archer  
Armey  
Bachus  
Baker  
Ballenger  
Barrett (NE)  
Bartlett  
Barton  
Bass  
Bateman  
Bereuter  
Bilbray  
Bilirakis  
Bilely  
Blunt  
Boehlert  
Boehner  
Bonilla

Bono  
Brady  
Bryant  
Bunning  
Burr  
Burton  
Buyer  
Callahan  
Calvert  
Camp  
Campbell  
Canady  
Cannon  
Castle  
Chabot  
Chambliss  
Chenoweth  
Christensen  
Coble

Collins  
Combest  
Cook  
Cooksey  
Cox  
Crane  
Crapo  
Cunningham  
Davis (VA)  
Deal  
Diaz-Balart  
Dickey  
Dreier  
Duncan  
Dunn  
Ehlers  
Ehrlich  
Emerson  
English

Ensign  
Everett  
Ewing  
Fawell  
Foley  
Fowler  
Fox  
Franks (NJ)  
Frelinghuysen  
Gallegly  
Ganske  
Gibbons  
Gilchrest  
Gillmor  
Gilman  
Goodlatte  
Goodling  
Goss  
Graham  
Granger  
Greenwood  
Gutknecht  
Hansen  
Hastert  
Hastings (WA)  
Hayworth  
Hefley  
Herger  
Hill  
Hilleary  
Hobson  
Hoekstra  
Horn  
Hostettler  
Hulshof  
Hunter  
Hutchinson  
Hyde  
Inglis  
Istook  
Jenkins  
Johnson (CT)  
Johnson, Sam  
Jones  
Kasich  
Kelly  
Kim  
King (NY)  
Kingston  
Klug  
Knollenberg  
Kolbe

LaHood  
Largent  
Latham  
LaTourette  
Lazio  
Lewis (CA)  
Lewis (KY)  
Linder  
Livingston  
LoBiondo  
Lucas  
Manzullo  
McCollum  
McCrery  
McDade  
McHugh  
McInnis  
McIntosh  
McKeon  
Mica  
Miller (FL)  
Moran (KS)  
Morella  
Myrick  
Nethercutt  
Neumann  
Ney  
Northup  
Norwood  
Nussle  
Oxley  
Packard  
Pappas  
Parker  
Paul  
Paxon  
Pease  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Pombo  
Porter  
Portman  
Pryce (OH)  
Quinn  
Radanovich  
Ramstad  
Redmond  
Regula  
Riggs  
Riley

Rogan  
Rogers  
Rohrabacher  
Ros-Lehtinen  
Roukema  
Royce  
Ryun  
Salmon  
Sanford  
Saxton  
Scarborough  
Schaefer, Dan  
Schaffer, Bob  
Sensenbrenner  
Sessions  
Shadegg  
Shaw  
Shays  
Shimkus  
Shuster  
Skeen  
Smith (MI)  
Smith (NJ)  
Smith (OR)  
Smith (TX)  
Smith, Linda  
Snowbarger  
Solomon  
Spence  
Stearns  
Stump  
Sununu  
Talent  
Tauzin  
Taylor (NC)  
Thomas  
Thornberry  
Thune  
Tiahrt  
Traficant  
Upton  
Walsh  
Wamp  
Watkins  
Watts (OK)  
Weller  
White  
Whitfield  
Wicker  
Wolf  
Young (FL)

## NOES—198

Abercrombie  
Ackerman  
Allen  
Andrews  
Baesler  
Baldacci  
Barcia  
Barrett (WI)  
Becerra  
Bentsen  
Berman  
Berry  
Bishop  
Blagojevich  
Blumenauer  
Bonior  
Borski  
Boswell  
Boucher  
Boyd  
Brown (CA)  
Brown (FL)  
Brown (OH)  
Cardin  
Carson  
Clay  
Clayton  
Clement  
Clyburn  
Condit  
Conyers  
Costello  
Coyne  
Cramer  
Cummings  
Danner  
Davis (FL)  
Davis (IL)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dellums  
Deutsch  
Dicks  
Dingell

Dixon  
Doggett  
Dooley  
Doyle  
Edwards  
Engel  
Eshoo  
Etheridge  
Evans  
Farr  
Fattah  
Fazio  
Filner  
Flake  
Forbes  
Ford  
Frank (MA)  
Frost  
Furse  
Gejdenson  
Gephardt  
Goode  
Gordon  
Green  
Gutierrez  
Hall (OH)  
Hall (TX)  
Hamilton  
Harman  
Hastings (FL)  
Hefner  
Hilliard  
Hinchey  
Hinojosa  
Holden  
Hooley  
Hoyer  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
John  
Johnson (WI)  
Johnson, E. B.  
Kanjorski  
Kaptur

Kennedy (MA)  
Kennedy (RI)  
Kennelly  
Kildee  
Kilpatrick  
Kind (WI)  
Klink  
Kucinich  
LaFalce  
Lampson  
Lantos  
Levin  
Lewis (GA)  
Lipinski  
Lofgren  
Lowey  
Luther  
Maloney (CT)  
Maloney (NY)  
Markey  
Martinez  
Mascara  
Matsui  
McCarthy (MO)  
McCarthy (NY)  
McDermott  
McGovern  
McIntyre  
McKinney  
McNulty  
Meehan  
Menendez  
Millender-McDonald  
Miller (CA)  
Minge  
Mink  
Moakley  
Mollohan  
Moran (VA)  
Murtha  
Nadler  
Neal  
Oberstar  
Obey  
Olver

Ortiz	Sanders	Tauscher
Owens	Sandlin	Taylor (MS)
Pallone	Sawyer	Thompson
Pascarell	Schumer	Thurman
Pastor	Scott	Tierney
Pelosi	Serrano	Torres
Peterson (MN)	Sherman	Towns
Pickett	Sisisky	Turner
Pomeroy	Skaggs	Velazquez
Poshard	Skelton	Vento
Price (NC)	Slaughter	Visclosky
Rahall	Smith, Adam	Waters
Rangel	Snyder	Watt (NC)
Reyes	Spratt	Waxman
Rivers	Stabenow	Wexler
Rodriguez	Stark	Weygand
Roemer	Stenholm	Wise
Rothman	Stokes	Woolsey
Roybal-Allard	Strickland	Wynn
Rush	Stupak	Yates
Sabo	Tanner	

## ANSWERED "PRESENT"—3

Coburn	Sanchez	Souder
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## NOT VOTING—19

Barr	Houghton	Payne
Cubin	Klecza	Schiff
DeLay	Leach	Weldon (FL)
Doolittle	Manton	Weldon (PA)
Foglietta	McHale	Young (AK)
Gekas	Meek	
Gonzalez	Metcalf	

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

## ¶123.34 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

## ¶123.35 PRIVILEGES OF THE HOUSE

Ms. ROYBAL-ALLARD rose to a question of the privileges of the House and submitted the following resolution (H. Res. 291):

Whereas, Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of California by the Secretary of State of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California has met only on February 26, 1997 in Washington, D.C. on April 19, 1997 in Orange County, California, and October 24, 1997 in Washington, D.C.; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit; charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Commit-

tee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committee's possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgments concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas, Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas, the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now, therefore, be it

*Resolved*, That unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

The SPEAKER pro tempore, Mr. HEFLEY, ruled that the resolution submitted did present a question of the privileges of the House under rule IX.

Mr. SOLOMON moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. HEFLEY, announced that the yeas had it.

Ms. ROYBAL-ALLARD demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative .....	{	Yeas .....	216
		Nays .....	200
		Answered	
		present	3

## ¶123.36 [Roll No. 559]

## AYES—216

Aderholt	Bunning	Cunningham
Archer	Burr	Davis (VA)
Armey	Burton	Deal
Bachus	Buyer	DeLay
Baker	Callahan	Diaz-Balart
Ballenger	Calvert	Dickey
Barr	Camp	Doolittle
Barrett (NE)	Campbell	Dreier
Bartlett	Canady	Duncan
Barton	Cannon	Dunn
Bass	Castle	Ehlers
Bateman	Chabot	Ehrlich
Bereuter	Chambliss	Emerson
Bilbray	Chenoweth	English
Bilirakis	Christensen	Ensign
Bliley	Coble	Everett
Blunt	Collins	Ewing
Boehert	Combest	Fawell
Boehner	Cook	Foley
Bonilla	Cooksey	Fowler
Brady	Crane	Fox
Bryant	Crapo	Franks (NJ)

Frelinghuysen	Leach	Rogers
Gallegly	Lewis (CA)	Rohrabacher
Ganske	Lewis (KY)	Ros-Lehtinen
Gekas	Linder	Roukema
Gibbons	Livingston	Royce
Gilchrest	LoBiondo	Ryun
Gillmor	Lucas	Salmon
Gilman	Manzullo	Sanford
Goodlatte	McCollum	Saxton
Goodling	McCrery	Scarborough
Goss	McDade	Schaefer, Dan
Graham	McHugh	Schaffer, Bob
Granger	McInnis	Sensenbrenner
Greenwood	McIntosh	Sessions
Gutknecht	McKeon	Shaw
Hansen	Metcalf	Shays
Hastert	Mica	Shimkus
Hastings (WA)	Miller (FL)	Shuster
Hayworth	Moran (KS)	Skeen
Hefley	Morella	Smith (MI)
Herger	Myrick	Smith (NJ)
Hill	Nethercutt	Smith (OR)
Hilleary	Neumann	Smith (TX)
Hobson	Ney	Smith, Linda
Hoekstra	Northup	Snowbarger
Horn	Norwood	Solomon
Hostettler	Nussle	Spence
Hulshof	Oxley	Stearns
Hunter	Packard	Stump
Hutchinson	Pappas	Sununu
Hyde	Parker	Talent
Inglis	Paul	Tauzin
Istook	Paxon	Taylor (NC)
Jenkins	Pease	Thomas
Johnson (CT)	Peterson (PA)	Thornberry
Johnson, Sam	Petri	Thune
Jones	Pickering	Tiahrt
Kasich	Pitts	Trafficant
Kelly	Pombo	Upton
Kim	Porter	Walsh
King (NY)	Portman	Wamp
Kingston	Pryce (OH)	Watkins
Klug	Quinn	Watts (OK)
Knollenberg	Radanovich	Weller
Kolbe	Ramstad	White
LaHood	Redmond	Whitfield
Largent	Regula	Wicker
Latham	Riggs	Wolf
LaTourette	Riley	Young (AK)
Lazio	Rogan	Young (FL)

## NOES—200

Abercrombie	Doggett	Kildee
Ackerman	Dooley	Kilpatrick
Allen	Doyle	Kind (WI)
Andrews	Edwards	Klecza
Baessler	Engel	Klink
Baldacci	Eshoo	Kucinich
Barcia	Etheridge	LaFalce
Barrett (WI)	Evans	Lampson
Becerra	Farr	Lantos
Bentsen	Fattah	Levin
Berman	Fazio	Lewis (GA)
Berry	Filner	Lipinski
Bishop	Flake	Lofgren
Blagojevich	Forbes	Lowe
Blumenauer	Ford	Luther
Bonior	Frank (MA)	Maloney (CT)
Bono	Frost	Maloney (NY)
Borski	Furse	Markey
Boswell	Gejdenson	Martinez
Boucher	Gephardt	Mascara
Boyd	Goode	Matsui
Brown (CA)	Gordon	McCarthy (MO)
Brown (FL)	Green	McCarthy (NY)
Brown (OH)	Gutierrez	McDermott
Cardin	Hall (OH)	McGovern
Carson	Hall (TX)	McHale
Clay	Hamilton	McIntyre
Clayton	Harman	McKinney
Clement	Hastings (FL)	McNulty
Clyburn	Hefner	Meehan
Condit	Hilliard	Meek
Conyers	Hinchey	Menendez
Costello	Hinojosa	Millender
Coyne	Holden	McDonald
Cramer	Hooley	Miller (CA)
Cummings	Hoyer	Minge
Danner	Jackson (IL)	Mink
Davis (FL)	Jackson-Lee	Mollohan
Davis (IL)	(TX)	Moran (VA)
DeFazio	Jefferson	Murtha
DeGette	John	Nadler
Delahunt	Johnson (WI)	Neal
DeLauro	Johnson, E.B.	Oberstar
Dellums	Kanjorski	Obey
Deutsch	Kaptur	Olver
Dicks	Kennedy (MA)	Ortiz
Dingell	Kennedy (RI)	Owens
Dixon	Kennelly	Pallone